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PTO/SB/05 (11-00)  
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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. B0410/7269D1  
First Inventor Richard A. Gambale  
Title VASCULAR INDUCING IMPLANTS  
Express Mail Label No. ET193971272US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 39]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 17]
5. Oath or Declaration [Total Pages 6]
  - a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 18 completed)
    - i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☒ Application Data Sheet. See 37 CFR 1.76

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Box Patent Application  
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ paper
  - c. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☒ Other: Notice of Related Applications

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP)

of prior application No.: 09 / 164,173

Prior application information:

Examiner D. Blyveis

Group Art Unit: 3763

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

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*John E. Perullo*

Date

1/31/01

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01/31/01  
jc839 U.S. PTO

PATENT  
ATTORNEY'S DOCKET NO.: B0410/7269D1

jc971 U.S. PTO  
09/774319  
01/31/01

Express Mail mailing label number ET193971272US Date of Deposit: January 31, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Box Patent Application, Commissioner for Patents, Washington, DC 20231.

Debra M. Doherty  
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*Debra M. Doherty*  
(Signature of person mailing paper or fee)

BOX PATENT APPLICATION  
COMMISSIONER FOR PATENTS  
WASHINGTON, DC 20231

SIR:

TRANSMITTED HERewith FOR FILING IS A PATENT APPLICATION OF:

INVENTOR(S): RICHARD A. GAMBALE, STEPHEN J. FORCUCCI, MICHAEL F. WEISER, RICHARD T. CHOH AND SEAN FORDE

FOR: VASCULAR INDUCING IMPLANTS

ENCLOSED ARE:

- [XX] UTILITY APPLICATION TRANSMITTAL
- [XX] INITIAL INFORMATION DATA SHEET
- [XX] A SPECIFICATION AND CLAIMS INCLUDING 37 PAGES
- [XX] SEVENTEEN (17) SHEETS OF FORMAL DRAWINGS
- [XX] TWO (2) DECLARATIONS AND POWER OF ATTORNEYS FROM PARENT APPLICATION SERIAL NO. 09/164,173
- [XX] NOTICE OF RELATED APPLICATIONS
- [XX] PRELIMINARY AMENDMENT

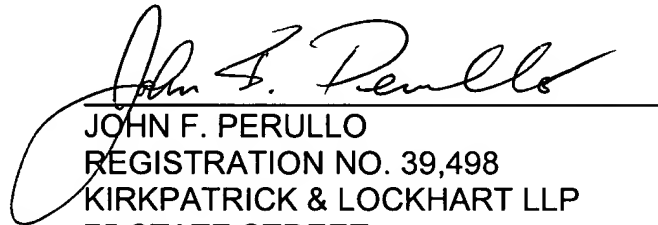
#### CLAIMS AS FILED

FOR	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE
				\$710.00
TOTAL CLAIMS	12	-20	0	X \$18.00 = \$0.00
INDEPENDENT CLAIMS	4	-3	1	X \$80.00 = \$80.00
TOTAL FILING FEE				= \$790.00

[XX] A CHECK IN THE AMOUNT OF \$790.00 TO COVER THE FILING FEE IS ENCLOSED.

[ ] PLEASE CHARGE OUR DEPOSIT ACCOUNT NO. 11-1110 IN THE AMOUNT OF \$\_\_\_\_\_. A DUPLICATE COPY OF THIS SHEET IS ENCLOSED.

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DOCKET NO.: B0410/7269D1

DATE: JANUARY 31 2001



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Richard A. Gambale, Stephen J. Forcucci, Michael F. Weiser,  
Richard T. Choh and Sean Forde  
Serial No.: -----  
Filed: Herewith  
For: VASCULAR INDUCING IMPLANTS  
Examiner: D. Blyveis  
Art Unit: 3763

BOX PATENT APPLICATION  
Commissioner for Patents  
Washington, DC 20231

**NOTICE OF RELATED APPLICATIONS**

Sir:

The subject matter of the above-identified application is related to copending U.S. applications Serial Nos. 09/164,163; 09/164,884; 09/162,547; and 09/211,332, each naming at least one inventor common to the other applications. U.S. patent application Serial No. 09/299,795 is also directed to subject matter related to the above-identified applications and is assigned to a common assignee.

Respectfully submitted,

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Date: January 31, 2001